

IN THE COURT OF DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
CHEYYUR

Present: Tmt. N.Valliamma, B. Sc., B.L.
District Munsif-cum-Judicial Magistrate, Cheyyur (FAC)

Monday, the 15th day of September, 2025

I.A.No.2/2024
in
O.S.No.63/2024

Anitha

...Petitioner/Plaintiff

-vs-

1. Ramakrishnan
2. Ellammal
3. Elumalai
4. Kumutha

...Respondents/Defendants

This petition coming up before me on 15.09.2025 for final hearing in the presence of, Mr.S.Raja, Mr.S.Vinoth, Mr.T.Naveen and Mr.Pramoth Kumar, counsels for the Petitioner/Plaintiff and Mr.G.S.Suresh Babu, counsel for the Respondents 1 to 4/Defendants 1 to 4; and after hearing the arguments on both sides and upon perusing the materials placed on record, and having stood over for consideration till this day, this court delivers the following,

ORDER

This petition has been filed by the Petitioner/Plaintiff under order XXXIX rule 1 and 2 of CPC seeking Ad-Interim Injunction restraining the respondents/defendants, their men, followers, agents, servants or anyone in any manner claiming right on their behalf from interfering or disturbing the peaceful possession and enjoyment of the petitioner/plaintiff over the suit schedule property till the disposal of the main suit.

2. The case of the petitioner is the petitioner absolute owner of suit schedule property the respondents are try to interfere with the petitioner's peaceful possession over the suit schedule property. Hence petitioner filed the original suit seeking permanent injunction and present petition and for temporary injunction. The respondent has disputed the title of petitioner over the suit property.

3. Heard both side and all the records were perused carefully. The petitioner filed this petition seeking temporary injunction and the original suit is for permanent injunction. The relief sought in this petition and the relief in the original suit or one and the same. It is well settled principle of law that the relief sought in the original suit cannot be granted as interim relief. Moreover this court has framed issues in the original suit today and the original suit is ready for trial at this junction this court is not inclined to allow this petition.

4. **In the result, this petition is dismissed. No order as to costs.**

Dictated to the typist, typed by her and corrected and pronounced by me in open court on this the 15th day of September, 2025.

Sd/-Tmt.N.Valliamma

District Munsif cum Judicial Magistrate
Cheyyur (FAC)

Petitioner side witnesses and documents:

Nil

Respondents side witnesses and documents:

Nil

Sd/-Tmt.N.Valliamma

District Munsif cum Judicial Magistrate
Cheyyur (FAC)